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September 08, 2005

Filed electronically:

Hon. Norman A. Mordue
United States District Court Judge
Northern District of New York
United States Courthouse
100 Clinton Street
P.O. Box 7367
Syracuse, NY 13261-7367

Re: Rescuecom Corporation v. Google, Inc.
Case No.: 5:04-CV-1055 NAM/GHL

Dear Judge Mordue:

With the Court's agreement, the above referenced case was put on hold until resolution or a written decision was handed down in a similar case, GEICO v. Google, Inc. That decision was handed down, and the remainder of the case has settled.

Counsel for Google, Inc. and I have agreed on dates for submission of RESCUECOM Corporation's responding brief to Google, Inc.'s motion to dismiss, and for submission of Google's reply. RESCUECOM shall file its responding brief by September 19, 2005. Google shall submit its reply brief by October 19, 2005. The Court may inform the parties of a rescheduled hearing date at its convenience.

Yours very truly,

/s/ Edmund J. Gegan

Edmund J. Gegan

Cc:
Shawn P. Regan, Esq.
Magistrate George H. Lowe

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